

**UNITED STATES DISTRICT COURT
THE SOUTHERN DISTRICT OF NEW YORK**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

LEK SECURITIES
CORPORATION, et al.,

Defendants.

Case No. 17-CV-1789 (DLC)

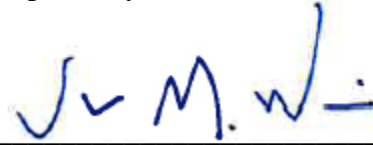
**DEFENDANTS AVALON FA LTD'S, NATHAN FAYYER'S, AND SERGEY
PUSTELNIK'S MEMORANDUM OF LAW IN SUPPORT OF MOTION *IN LIMINE* TO
PROHIBIT TESTIMONY FROM GENE DEMAIO AND USE OF
THE PHRASE "CROSS MARKET MANIPULATION"**

PLEASE TAKE NOTICE that, upon Defendants Sergey Pustelnik, Nathan Fayyer, and Avalon FA Ltd.'s ("Defendants") Memorandum of Law in Support of their Motion *in Limine* to Prohibit Testimony from Gene De Maio and Use of the Phrase "Cross Market Manipulation" and all pleadings, papers and proceedings in this action, Defendants will move this Court before the Honorable Denise L. Cote at the U.S. Courthouse located at 500 Pearl Street, NY, NY, at a date to be determined by the Court, for an Order prohibit testimony from Gene De Maio and use of the phrase "cross market manipulation", and for such other relief as this Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that pursuant to the Court's June 12, 2019 Scheduling Order, Plaintiff shall serve opposing papers no later than September 27, 2019, reply papers shall be due October 2, 2019.

Dated: September 13, 2019

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "J. M. Wines", is positioned above a horizontal line.

James M Wines
Law Office of James M Wines
1802 Stirrup Lane
Alexandria, VA 22308
202.297.6768
winesj@wineslegal.com

Steven Barentzen
Law Office of Steven Barentzen
17 State Street, Suite 400
New York, NY 10004
Phone: (917) 476-0953
Fax: (202) 888-6268
Steven@barentzenlaw.com

Attorneys for Defendants Sergey Pustelnik,
Nathan Fayyer and Avalon FA LTD